Art Unit: 2834 Examiner: T. M. Dougherty

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

WAA 081872/000060 - 342213 v1

March 26, 2004

Surface Acoustic Wave Apparatus

ITO, et al. Serial No: 10/810,728 Confirmation No. 9671 Filed:

For:

una Communications Device							
TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT Mail Stop BC Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450							
Dear Sirs:							
1. The information disclosure statement submitted herewith is being filed within three months of the filing date of the application other than a continued prosecution application, or within three months of the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last. 37 C.F.R. §1.9760.							
2. The information disclosure statement transmitted herewith is being filed after the period specified in §1.97(b), but before the mailing date of a final action under §1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, whichever occurs first. A statement specified in §1.97(b) or a fees set forth in §1.17(b) is included. 37 C.F.R.§1.97(c).							
§1.97(e) STATEMENT							
I, the person signing below, state:							
that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).							
continued examination under §1.114, whichever event occurs last. 37 C.F.R. §1.97(cn. tion disclosurs statement transmitted berewith is being filled ofter the period specified in §1.97(c)), but before the maling date of a final action under \$1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the upplication, whichever occurs first. A statement specified in §1.97(e) or a fee set forth in §1.17(p) is included. 37 C.F.R. §1.97(c). \$1.97(e) STATEMENT I, the person signing below, state: that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1). OR							
that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in							
1							

Patent Application No. 10/810,728 Attorney Docket No. 81872.0060

		\$1.56(c) more than three months prior to the filling of the statement. 37 C.F.R. $$1.97(e)(2).$								
	OR FEE									
		☐ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c) (818000), [OR]: Please charge the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(e) (\$180.00) to Deposit Account No. 50-1314. A copy of this petition is enclosed.								
3.		The information disclosure statement transmitted herewith is being filed after the period specified in §1.97(c), but before, or simultaneously with the payment of the issue fie. A statement specified in §1.97(e) and a \sec set forth in §1.17(p) are included. 37 C.F.R. §1.97(d).								
§1.97(e) STATEMENT										
		I, the person signing below, state:								
		that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).								
		OR								
		□ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. § 1.97(c)(2)								
		AND FEE								
		Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(d). (\$180.00).								
4.	⊠	If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. A copy of this petition is enclosed.								
5.	\boxtimes	A list of 2 reference(s) is in the enclosed Form PTO-1449.								

NON-ENGLISH LANGUAGE REFERENCES Enclosed is a search report for a counterpart application. The search report Examiner

has provided comments on the relevancy of any non-English language references cited in the search report.
The specification incorporates comments on the relevancy of Non-English language references. $ \\$
Set forth below are comments provided by the applicant's home country counsel on the relevancy of non-English language references:

Respectfully submitted, HOGAN & HARTSON L.L.P.

Date: March 20, 2007 1999 Avenue of the Stars, Suite 1400 Los Angeles, California 90067 Telephone: 310-785-4600 Facsimile: 310-785-4601

Awrence J. McClure Registration No. 44,228 Attorney for Applicant(s)

FORM PTO-14	49	Docket Number (Optional) 81872.0060		Application Number 10/810,728			
INFO	RMATION DISCLOSUR IN AN APPLICATI		Applicant	п	FO, et al.		
	(Use several sheets if neci	Filing Date March 26, 2004		Group Art Unit 2834			
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EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	SUBCLASS FILING DATE IF APPROPRIATE	
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		FOREIGN PATEN	T DOCUMEN	ITS			
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Transi YES	ation
	10-107582	04/24/98	JAPAN			x	
	10-163802	06/19/98	Japan			x	
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	OTHER DOCUM	MENTS (Including Author	or, Title, Date, Pe	rtinent Pages,	Etc.)		
EXAMINER		DATE CONSIDERED					
EXAMINER: Initi	ial if citation considered, wheth d not considered. Include copy	er or not citation is in con	formance with MP	PEP § 609; Dra	w line through o	itation if not	tin
\\\LA - 081872/00000	10 - 342213 vt		THE OF THE PERSON NAMED IN	e opposition.			